

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

RAUL DANIEL LINAREZ-
RODRIGUEZ,

Plaintiff,

v.

KORY L. HONEA, et al.,

Defendants.

No. 2:22-cv-1692 KJM CSK P

ORDER

Plaintiff is a Butte County Jail inmate, proceeding pro se. Plaintiff seeks relief pursuant to 42 U.S.C. § 1983 and is proceeding in forma pauperis. On April 8, 2024, plaintiff filed a motion to access the law library in order to file a response to defendant Rayome's answer.

Rule 7(a) of the Federal Rules of Civil Procedure provides:

(a) Pleadings. Only these pleadings are allowed:

(1) a complaint;

(2) an answer to a complaint;

...

(7) if the court orders one, a reply to an answer.

Fed. R. Civ. P. 7(a) (emphasis added). The court has not ordered plaintiff to reply to defendant's answer and declines to make such an order.

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At this time, plaintiff is not under a present obligation to submit documents within a time certain and thus has not demonstrated that his right of access to the courts is being impaired.¹ Therefore, plaintiff's motion is denied without prejudice to renewal.

Accordingly, IT IS HEREBY ORDERED that plaintiff's motion (ECF No. 51) is denied without prejudice.

Dated: April 16, 2024


CHI SOO KIM
UNITED STATES MAGISTRATE JUDGE

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¹ Once the district court addresses the pending findings and recommendations (ECF No. 48), the undersigned will address further scheduling in this action.